

---

**TITLE 760 DEPARTMENT OF INSURANCE**

**Final Rule**

LSA Document #10-661(F)

**DIGEST**

Adds [760 IAC 2-21](#) to opt out of the Interstate Insurance Product Regulation Compact with regard to long-term care insurance product uniform standards. Effective 30 days after filing with the Publisher.

**[760 IAC 2-21](#)**

SECTION 1. [760 IAC 2-21](#) IS ADDED TO READ AS FOLLOWS:

**Rule 21. Opt Out of Interstate Insurance Product Regulation Compact**

**[760 IAC 2-21-1](#) Definitions**

Authority: [IC 27-8-31-8](#)

Affected: [IC 27-8-31-3](#)

**Sec. 1. The following definitions apply throughout this rule:**

- (1) "Commission" means the interstate insurance product regulation commission established by [IC 27-8-31-3](#).
- (2) "Commissioner" means the commissioner of the department of insurance.
- (3) "Legislature" means the Indiana general assembly.
- (4) "Long-term care uniform standards" means a standard adopted by the commission for long-term care insurance products under [IC 27-8-31-8](#).
- (5) "State" means the state of Indiana.

(Department of Insurance; [760 IAC 2-21-1](#); filed Sep 28, 2011, 11:05 a.m.: [20111026-IR-760100661FRA](#))

**[760 IAC 2-21-2](#) Opt out**

Authority: [IC 27-8-31-8](#)

Affected: [IC 27-8-31-8](#)

**Sec. 2. (a) The commissioner has balanced, has considered, and finds that the conditions in the state and needs of the citizens of the state outweigh the following factors:**

- (1) The intent of the legislature to participate in, and the benefits of, an interstate agreement to establish national uniform consumer protections for long-term care uniform standards.
- (2) The presumption that long-term care uniform standards adopted by the commission provide reasonable protections to consumers of the long-term care product.

**(b) The state hereby opts out of the long-term care uniform standards.**

(Department of Insurance; [760 IAC 2-21-2](#); filed Sep 28, 2011, 11:05 a.m.: [20111026-IR-760100661FRA](#))

LSA Document #10-661(F)

Notice of Intent: [20101020-IR-760100661NIA](#)

Proposed Rule: [20110713-IR-760100661PRA](#)

Hearing Held: August 4, 2011

Approved by Attorney General: September 26, 2011

Approved by Governor: September 27, 2011

Filed with Publisher: September 28, 2011, 11:05 a.m.

Documents Incorporated by Reference: None Received by Publisher

Small Business Regulatory Coordinator: Meggan Brumbaugh, Department of Insurance, 311 West Washington

*Posted: 10/26/2011 by Legislative Services Agency*

An [html](#) version of this document.